

| QUERY CONTROL FORM | | RTIS USE ONLY | |
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| Application No. | 10/092,242 | Prepared by | NPB |
| Examiner-GAU | SAN6HAVI - 2874 | Date | 2/18/04 |
| | | No. of queries | 1 |
| | | Tracking Number | 05882036 |
| | | Week Date | 12/29/03 |
| | | | IPW |

| JACKET | | | |
|----------------------|------------------------|--------------------|----------------|
| a. Serial No. | f. Foreign Priority | k. Print Claim(s) | p. PTO-1449 |
| b. Applicant(s) | g. Disclaimer | l. Print Fig. | q. PTOL-85b |
| c. Continuing Data | h. Microfiche Appendix | m. Searched Column | r. Abstract |
| d. PCT | i. Title | n. PTO-270/328 | s. Sheets/Figs |
| e. Domestic Priority | j. Claims Allowed | o. PTO-892 | t. Other |

| SPECIFICATION | |
|------------------------|--|
| a. Page Missing | |
| b. Text Continuity | |
| c. Holes through Data | |
| d. Other Missing Text | |
| e. Illegible Text | |
| f. Duplicate Text | |
| g. Brief Description | |
| h. Sequence Listing | |
| i. Appendix | |
| j. Amendments | |
| k. Other | |
| CLAIMS | |
| a. Claim(s) Missing | |
| b. Improper Dependency | |
| c. Duplicate Numbers | |
| d. Incorrect Numbering | |
| e. Index Disagrees | |
| f. Punctuation | |
| g. Amendments | |
| h. Bracketing | |
| i. Missing Text | |
| j. Duplicate Text | |
| k. Other | |

| MESSAGE | |
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| Continuing data (3 lines) is listed on the palm/bib sheet, but not in specification text. | |
| Please advise. | |
| Thank you | |
| initials <i>AMM</i> | |
| RESPONSE | |
| An examiner's amendment has been prepared to include all continuing data in the specification. | |
| initials <i>OR</i> | |

Supplemental Notice of Allowability

Application N .

10/092,242

Examiner

Omar Rojas

Applicant(s)

KAZARINOV ET AL.

Art Unit

2874

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to the telephone interview conducted on April 8, 2004.
2. ☒ The allowed claim(s) is/are 1-10,12,13,16 and 17.
3. ☒ The drawings filed on March 6, 2002 are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 6. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☒ Interview Summary (PTO-413), Paper No./Mail Date 0404.
7. ☒ Examiner's Amendment/Comment
8. ☐ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____


HEMANG SANGHAVI
PRIMARY EXAMINER

EXAMINER'S AMENDMENT

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with N. Rhys Merrett on April 8, 2004.

The application has been amended as follows:

IN THE SPECIFICATION:

On page 1, immediately following the Title, please insert the following:

- - This application is a continuation in part of each of the following prior applications, Application No. 09/616,487 filed July 14, 2000 (Patent 6,493,487, issued December 10, 2002), Application No. 09/616,816 filed July 14, 2000 (Patent 6,580,861, issued June 17, 2003), prior Application No. 09/616,745 filed July 14, 2000 (Patent 6,618,537, issued September 9, 2003). - -

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Omar Rojas whose telephone number is (571) 272-2357 and whose e-mail address is *omar.rojas@uspto.gov*. The examiner can normally be reached on Monday-Friday (7:00AM-3:00PM).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Hemang Sanghavi, can be reached on (571) 272-2358. The central facsimile number for regular and After Final communications is (703) 872-9306. The examiner's RightFAX number is (571) 273-2357.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-0956.



Omar Rojas
Patent Examiner
Art Unit 2874

or
April 8, 2004



HEMANG SANGHAVI
PRIMARY EXAMINER

| | | | |
|---|--------------------------------------|---|--|
| Examiner-Initiated Interview Summary | Application No. 10/092,242 | Applicant(s) KAZARINOV ET AL. | |
| | Examiner Omar Rojas | Art Unit 2874 | |

All Participants:
Status of Application: Allowed.

 (1) Omar Rojas.

(3) _____.

 (2) N. Rhys Merrett.

(4) _____.

Date of Interview: 8 April 2004
Time: _____

Type of Interview:

- ☒ Telephonic
☐ Video Conference
☐ Personal (Copy given to: ☐ Applicant ☐ Applicant's representative)

Exhibit Shown or Demonstrated: ☐ Yes ☐ No

If Yes, provide a brief description:

Part I.
Rejection(s) discussed:

N/A.

Claims discussed:

N/A.

Prior art documents discussed:

N/A.

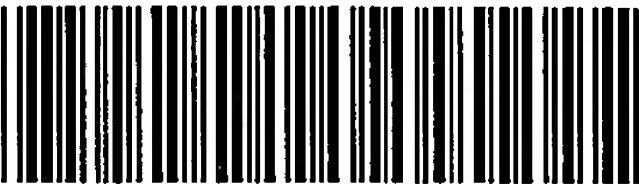
Part II.
SUBSTANCE OF INTERVIEW DESCRIBING THE GENERAL NATURE OF WHAT WAS DISCUSSED:
Discussed amending the specification to include continuing data for the applications listed on the Bibliographic data sheet.
Part III.

- ☒ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview directly resulted in the allowance of the application. The examiner will provide a written summary of the substance of the interview in the Notice of Allowability.
☐ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview did not result in resolution of all issues. A brief summary by the examiner appears in Part II above.




(Examiner/SPE Signature)

(Applicant/Applicant's Representative Signature – if appropriate)

| | | | |
|---|-----------------|------------------|--|
| Issu Classification  | Application No. | Applicant(s) | |
| | 10/092,242 | KAZARINOV ET AL. | |
| | Examiner | Art Unit | |
| | Omar Rojas | 2874 | |

| ISSUE CLASSIFICATION | | | | | | | | | | | | |
|--|---|----------|---|------|---------------------------|-----------------------------------|----|----|--|--------------------------|--------------------|--|
| ORIGINAL | | | | | CROSS REFERENCE(S) | | | | | | | |
| CLASS | | SUBCLASS | | | CLASS | SUBCLASS (ONE SUBCLASS PER BLOCK) | | | | | | |
| 385 | | 37 | | | 385 | 14 | 46 | 24 | | | | |
| INTERNATIONAL CLASSIFICATION | | | | | | | | | | | | |
| G | 0 | 2 | B | 6/12 | | | | | | | | |
| G | 0 | 2 | B | 6/34 | | | | | | | | |
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| Omar Rojas 10/20/03 (Assistant Examiner) (Date) | | | | | | | | | | Total Claims Allowed: 14 | | |
| (Legal Instruments Examiner) (Date) | | | | | | | | | | O.G. Print Claim(s) | O.G. Print Fig. | |
| | | | | | (Primary Examiner) (Date) | | | | | 1 | 1 | |

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| <input type="checkbox"/> Claims renumbered in the same order as presented by applicant | | | | | <input type="checkbox"/> CPA | | | | | <input type="checkbox"/> T.D. | | | | | <input type="checkbox"/> R.1.47 | | | | |
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| <div>Index of Claims</div> <div></div> | Application No. | Applicant(s) | |
| | 10/092,242 | KAZARINOV ET AL. | |
| | Examiner | Art Unit | |
| | Omar Rojas | 2874 | |

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